

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

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CARDIOLOGY CARE FOR CHILDREN INC., :  
Plaintiff, :  
: :  
v. : No. 5:17-cv-04743  
: :  
PRASAD RAVI, M.D., :  
Defendant. :  

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**O R D E R**

**AND NOW**, this 18<sup>th</sup> day of April, 2018, for the reasons set forth in the Opinion issued this date, **IT IS ORDERED THAT**:

1. The Motion to Dismiss, ECF No. 3, is **GRANTED in part and DENIED in part** as follows:
  - A. The Motion is denied with respect to one theory of liability in the breach of contract claim and Count One of the Complaint may proceed.
  - B. The Motion is denied without prejudice regarding the request to dismiss or strike the liquidated damages provision in the Employment Agreement.
  - C. The Motion is granted as to the promissory estoppel claim and Count Two is **DISMISSED with prejudice**.
  - D. The Motion is granted as to the unjust enrichment claim and Count Three is **DISMISSED with prejudice**.

BY THE COURT:

*/s/ Joseph F. Leeson, Jr.*  
JOSEPH F. LEESON, JR.  
United States District Judge